

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

**IN RE: NATIONAL PRESCRIPTION  
OPIATE LITIGATION**

THIS DOCUMENT RELATES TO:

*Cabell County Commission v.  
AmerisourceBergen Drug Corp., et al.,  
Case No. 17-op-45053*

MDL No. 2804

Case No. 1:17-md-2804

Judge Dan Aaron Polster

**CVS HEALTH CORPORATION'S MOTION TO DISMISS  
THE SECOND AMENDED COMPLAINT FOR  
LACK OF PERSONAL JURISDICTION**

Defendant CVS Health Corporation, pursuant to the Court's April 11, 2018 Case Management Order One, moves to dismiss the Second Amended Complaint filed in the above-captioned case for lack of personal jurisdiction under Federal Rule of Civil Procedure 12(b)(2). A memorandum in support of this motion is attached.

Date: June 8, 2018

Respectfully submitted,

/s/ Eric R. Delinsky  
Eric R. Delinsky  
Zuckerman Spaeder LLP  
Suite 1000  
1800 M Street, NW  
Washington, DC 20036  
202-778-1800  
202-822-8106 (fax)  
edelinsky@zuckerman.com

*Counsel for CVS Health Corporation*

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on June 8, 2018, the foregoing was filed using the Court's CM/ECF filing system and will be served via the Court's CM/ECF filing system on all attorneys of record.

/s/ Eric R. Delinsky  
Eric R. Delinsky